

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA
SOUTHERN DIVISION

LIBERTARIAN PARTY OF SOUTH,)	Civ. No. 15-4111
DAKOTA; KEN SANTEMA, State Chair)	
of the Libertarian Party of South)	
Dakota; BOB NEWLAND;)	
CONSTITUTION PARTY OF SOUTH)	
DAKOTA; LORI STACEY, State Chair)	
of the Constitution Party of South)	
Dakota; JOY HOWE;)	MOTION TO DISMISS
)	AND ALTERNATIVE
Plaintiffs,)	MOTION TO CHANGE VENUE
)	
v.)	
)	
SHANTEL KREBS, in her official)	
Capacity as Secretary of State of)	
South Dakota; and MARTY JACKLEY,)	
in his official capacity as Attorney)	
General of South Dakota)	
)	
Defendants.)	

COME NOW, the above named Defendants and move to dismiss for lack of subject-matter jurisdiction pursuant to Federal Rule of Civil Procedure 12(b)(1) as this claim is not ripe for the Court's review. Defendants alternatively move for a change of venue from the Southern Division to the Central Division pursuant to 28 U.S.C. § 1404. Defendants supporting arguments are set forth in the brief accompanying this motion pursuant to D.S.D. Civ. LR 7.1 B.

Dated this 9th day of July, 2015.

/s/ Ellie J. Bailey
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Certificate of Service

I hereby certify that on the 9th day of July, 2015, I electronically filed the foregoing with the Clerk of the Court for the United States District Court for the Southern Division by using the CM/ECF system. Participants in the case who are registered CM/ECF users will be served by the CM/ECF system.

/s/ Ellie Bailey
Ellie J. Bailey
Assistant Attorney General